

**UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE COMMISSIONER OF PATENTS AND TRADEMARKS**

In re Matt Ayers *et al.*

Application No. 09/575,839

Filed: May 22, 2000

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) Appeal No. 2008-2560

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**ORDER DENYING REQUEST TO RESET HEARING DATE**

An oral hearing before a merits panel of the Board of Patent Appeals and Interferences has been set for August 13, 2008. The notice setting the hearing was mailed to Applicants on June 25, 2008. The date Applicants received the notice is not apparent from the record. On July 11, 2008, a facsimile letter styled "Request to Reschedule Oral Hearing" was filed. Ms. Brenda O. Holmes, attorney responsible for prosecution of this patent application, will be traveling during the week of August 11-15, 2008. The attorney will also be unavailable during the week of August 20-21, 2008. The attorney respectfully requests that the hearing be rescheduled . The request has been denied.

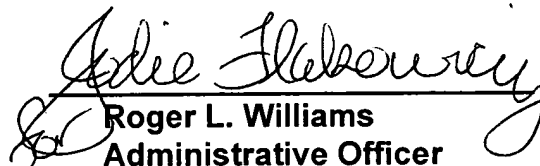
According to counsel:

The hearing date conflicts with travel plans for the  
Attorney of Record.

For the reasons given above, it is:

Ordered that the request to reschedule the oral hearing to a later date is denied. Our records reflect that the law firm of Kilpatrick Stockton, LLP has a number of attorneys in their organization assigned to this same case. Please have one of the other Attorneys of Record attend this hearing in her place.

BOARD OF PATENT APPEALS  
AND INTERFERENCES

 07/16/08  
Roger L. Williams  
Administrative Officer  
(571) 272-9797

FAX DATE : July 16, 2008  
FAX PHONE: (404) 541-3244

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